IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.13434 of 1998

Between:

J.Umamaheshwar Raju, aged 39 years, S/o Sivarama Raju,
working as driver at Jawahar Navodaya Vidyalaya, Ongole,

Prakasam District.

..... PETITIONER

AND

1 Principal, Jawahar Navodaya Vidyalaya,
Ongole, Prakasam District.
2 D.Kalyani Sundar, Principal, Jawahar Navodaya Vidyalaya,
Ongole, Prakasam District.
3 Deputy Director, Navodaya Vidyalaya Samithi,
Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an Appropriate Writ, Order or Direction more particularly one in the nature of writ of certiorari, calling for all connected records of office order F.1-4/NVS(HR)/98-99/309, dt.22.4.98 and consequential relieving order No.2-21/JNVO/1988-99 dt.28.4.98 and quash the same.

Counsel for the Petitioner: SMT.A.CHAYA DEVI

Counsel for the Respondents: MR.RUPENDRA VAGRE, Standing Counsel for Navodaya Vidyalaya Samithi

The Court made the following:

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.13434 OF 1998

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ORDER:

Mr.Rupendra Vagre, learned counsel for Navodaya Vidyalaya Samithi submits that by reason of notification issued under Section 14 (2) of Administrative Tribunals Act, 1985, (the Act, for brevity) the initial jurisdiction vests in the Central Administrative Tribunal, Hyderabad branch. Learned counsel has placed before this Court, the notification issued under Section 14(2) of the Act, extending the provisions of the Act to Navodaya Vidyalaya Samithi from 01.01.1999. In that view of the matter, this Court has no jurisdiction to interfere at the initial stage as held by the Supreme Court in **L.Chandra Kumar v Union of India**.

The writ petition is dismissed for want of jurisdiction giving liberty to the petitioner to approach the Central Administrative Tribunal if the cause of action survives.

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(V.V.S.RAO,J)

08.11.2004.

pln

To

1 The Principal, Jawahar Navodaya Vidyalaya,
Ongole, Prakasam District.
2 D.Kalyani Sundar, Principal, Jawahar Navodaya Vidyalaya,
Ongole, Prakasam District.
3 The Deputy Director, Navodaya Vidyalaya Samithi,
Secunderabad.

4 Two C.D. Copies.